

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

CLAIRE FALLESON,
on behalf of herself and all other
employees similarly situated,

Plaintiff,

DECISION AND ORDER

03-CV-6277L

v.

PAUL T. FREUND CORPORATION,

Defendant.

Plaintiff, a former employee of defendant, brings this action pursuant to the Fair Labor Standards Act and New York Labor Law. The Court was recently informed that the parties have reached a tentative settlement, which they are working to finalize. Accordingly, the pending in limine motions filed by both parties in anticipation of trial (Dkt. #67, #71, #75, #78) are hereby dismissed as moot, without prejudice to their renewal in the event that the anticipated settlement does not materialize.

IT IS SO ORDERED.



DAVID G. LARIMER
United States District Judge

Dated: Rochester, New York
February 23, 2010.